

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

UNITED STATES OF AMERICA,	)	
	)	NO. CR05-5828FDB
Plaintiff,	)	
	)	
v.	)	REQUEST AND ORDER
	)	FOR DISMISSAL
KEVIN TUBBS,	)	
	)	
Defendant.	)	
_____	)	

Comes now, the United States of America, by and through Jeffrey C. Sullivan, United States Attorney for the Western District of Washington, Mark N. Bartlett, First Assistant United States for said District, and Andrew C. Friedman, Assistant United States Attorney for said District, pursuant to Federal Rule of Criminal Procedure 48(a), and asks that the Court dismiss the charges brought in this case against Kevin Tubbs.

In addition to being charged in this case, Tubbs also was charged with conspiracy to commit arson and with a number of counts of arson in a related case in the District of Oregon. *United States v. Kevin Tubbs*, No. CR 06-60070-1-AA (D. Ore.). Tubbs pled guilty to charges in that case and was sentenced to 151 months' imprisonment. As part of the plea agreement in that case, the United States agreed to dismiss the charges against

///

///

1 Tubbs in this case. As a result, the United States hereby moves to dismiss the charges  
2 against Tubbs.

3 DATED this 15th day of May, 2007.

4 Respectfully submitted,

5 JEFFREY C. SULLIVAN  
6 United States Attorney

7  
8 s/Mark N. Bartlett

9 MARK N. BARTLETT  
10 First Assistant United States Attorney

11 s/Andrew C. Friedman

12 ANDREW C. FRIEDMAN  
13 Assistant United States Attorney

14 United States Attorney's Office  
15 700 Stewart Street, Suite 5220  
16 Seattle, Washington 98101  
17 Telephone: (206) 553-2277  
18 Fax: (206) 553-0755  
19 E-mail: Andrew.Friedman@usdoj.gov  
20 Mark.Bartlett@usdoj.gov

21 Leave of the Court is granted for the filing of the foregoing dismissal, and the  
22 charges against Kevin Tubbs in the Fourth Superseding Indictment are hereby  
23 DISMISSED.

24 DATED this \_\_\_\_\_ day of November, 2007.

25 FRANKLIN D. BURGESS  
26 United States District Judge

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28

s/Elisa G. Jimenez  
ELISA G. JIMENEZ  
Legal Assistant  
United States Attorney's Office  
700 Stewart Street, Suite 5220  
Seattle, Washington 98101-1271  
Telephone: 206-553-4439  
FAX: 206-553-0755  
E-mail: Elisa.Jimenez@usdoj.gov